

1 DAVID L. ANDERSON (CABN 149604)
2 United States Attorney
3 SARA WINSLOW (DCBN 457643)
Chief, Civil Division
3 MICHELLE LO (NYBN 4325163)
Assistant United States Attorney
4 450 Golden Gate Avenue, Box 36055
San Francisco, California 94102-3495
5 Telephone: (415) 436-7180
Facsimile: (415) 436-6748
6 Email: Michelle.Lo@usdoj.gov

7 Attorneys for the United States of America

8
UNITED STATES DISTRICT COURT
9
NORTHERN DISTRICT OF CALIFORNIA
10
SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA ex rel.) CASE NO. C 15-4654 WHO
CONCEPCION SAENZ-CAMBRA,)
12 Plaintiff,) **JOINT STIPULATION OF DISMISSAL;**
13 v.) **ORDER**
14)
INTERNATIONAL TECHNOLOGICAL)
15 UNIVERSITY, et al.,)
16 Defendants.)
17

18 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A) and the *qui tam* provisions of the False
19 Claims Act, 31 U.S.C. § 3730(b)(1), and in accordance with and subject to all of the terms and
20 conditions of the settlement agreement among the United States of America, Relator Concepcion Saenz-
21 Cambra (“Relator”), and International Technological University (“ITU”), effective January 8, 2021
22 (“Settlement Agreement”), the United States and Relator hereby stipulate, through their undersigned
23 counsel, to the dismissal of their claims in this action as follows:

24 1. Consistent with the terms of the Settlement Agreement, the United States and Relator
25 dismiss with prejudice the claims in this action against Defendant International Technological
26 University (“ITU”) predicated on the “Covered Conduct,” as defined in and pursuant to the terms and
27 conditions of the Settlement Agreement. Relator dismisses with prejudice Relator’s employment claims
28 against ITU pursuant to 31 U.S.C. § 3730(h) or other applicable law and Relator’s claims against ITU

1 for attorneys' fees, expenses, and costs under 31 U.S.C. § 3730(d). All other claims against ITU are
2 dismissed without prejudice.

3 2. Relator dismisses without prejudice the claims against all remaining defendants Tesla
4 Motors, Inc., Beta Soft Systems, Inc., Gregory O'Brien, Karl Wang, Edward Lam, Angie Lo, Chi-Chia
5 Hsieh, Yat-Pang Au, Bhaskar Kura, Arnold Wong, Ivan Chan, and Thomas Gold. The United States
6 consents to the dismissal of the claims in this case against these remaining defendants, provided that
7 dismissal is without prejudice to the rights of the United States.

8 3. The United States and the Relator specifically do not release any claims not expressly
9 released by the Settlement Agreement.

10 4. According to the terms of the Settlement Agreement, this Court retains jurisdiction over
11 any disputes that may arise relating to compliance with the Settlement Agreement.

12 IT IS SO STIPULATED.

13 | Dated: January 26, 2021

Respectfully submitted,

DAVID L. ANDERSON
United States Attorney

By: /s/ Michelle Lo
MICHELLE LO
Assistant United States Attorney

Attorneys for the United States of America

19 | Dated: January 26, 2021

/s/ J. Bernard Alexander
J. BERNARD ALEXANDER, III
Alexander Morrison + Fehr LLP
1900 Avenue of the Stars, Suite 900
Los Angeles, California 90067

Attorneys for Relator

ECF ATTESTATION

24 In accordance with Civil Local Rule 5(i)(3), I, Michelle Lo, attest that I have obtained
25 concurrence in the filing of this document from all other signatories listed here.

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. The Court directs the Clerk to close this case pursuant to the settlement agreement between the parties.

IT IS SO ORDERED.

Dated: January 26, 2021

W.H.O
HON. WILLIAM H. ORRICK
United States District Judge